

Message Text

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PAGE 01 TAIPEI 00177 100310Z

60

ACTION EA-14

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FM AMEMBASSY TAIPEI

TO SECSTATE WASHDC 602

UNCLAS TAIPEI 0177

E.O. 11652: NA

TAGS: BDIS, TW

SUBJECT: OLD DOMINION DAIRY DISPUTE

REF : TAIPEI 7298

1. FORMAL JUDGMENT OF TAIWAN HIGH COURT IN CASE OF SINO-CANADIAN DAIRY VS. OLD DOMINION DAIRY, JUST RECEIVED FROM OLD DOMINION'S ATTORNEY, SHOWS THAT HIGH COURT UPHELD OLD DOMINION POSITION IN ALL RESPECTS, COMPLETELY REVERSING JUDGMENT OF LOWER COURT. HIGH COURT'S JUDGMENT, WHICH MAY BE OF SOME PRECEDENTIAL VALUE, CLEARLY ESTABLISHES VALIDITY OF AGREEMENTS BETWEEN CHINESE AND AMERICAN PARTIES CALLING FOR SUBMISSION OF DISPUTES TO ARBITRATION.
2. COINCIDENTALLY OR NOT, HIGH COURT, IN ITS FORMAL JUDGMENT, QUOTED SAME LANGUAGE FROM US/ROC FCN TREATY AND OLD DOMINION/ SINO-CANADIAN CONTRACT WHICH EMBASSY HAD QUOTED IN ITS REPRESENTATION TO MOFA.
3. SUMMARY TRANSLATION OF HIGH COURT JUDGMENT WAS POUCHED TO EA/ROC JAN 8.
MCCONAUGHY

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NNN

Message Attributes

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Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
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